

## **REMARKS**

### **Status of claims**

Claims Claim 93 is cancelled without prejudice or disclaimer. Claims 49, 85, 91, 92, 98, 99, 101, and 106 are amended. Claims 49-62, 64-74, 85-89, 91-92, 94, 96-99, 101, 105, 106, 108, 109, 111, 113, 126 and 127 are in the case.

Claims 59, 61, 62, 64-73, 88, 91, 94, 96, 97, 126, and 127 are allowed, either in the final office action, or in the Examiner's answer to Applicants' appeal brief.

The Final Action rejects the pending claims as obvious over Hamel, in view of various combinations of Powers, Douglass, Jr., Gallagher, Itoh and Shelby, Jr.

These rejections should be withdrawn in that the amended claims are even further distinguished from the cited art. None of the cited references describe a vehicle with a drivers compartment and a passenger compartment within a single enclosure as in claim 49, or an enclosure containing at least two rows of seats for a driver and passengers as in claim 85.

Hamel contains a design for a commercial utility van, and clearly indicates a forward compartment for a driver and a physical barrier between the cab and the rear portion of the van, which is not a passenger compartment. Additionally, neither Powers, Douglass, Jr., Shelby Jr., or Itoh show or describe this claim element. Thus, the cited references are completely lacking at least one claim limitation, and no combination of the three references in any way teaches or suggests the claimed inventions. Gallagher is applied only to demonstrate a drain/relief valve and does nothing to rectify the deficiencies in the primary or secondary references.

### **Conclusion**

It is Applicants' belief that the claims are now in condition for allowance and Applicants respectfully request that all rejections be withdrawn. If the Examiner has any questions or comments, or believes that certain amendments of the claims would advance this case toward allowance, a telephone call to the undersigned Appellant's representative at (512) 542-8446 is earnestly solicited.

Serial No. 09/083,422  
Filed 05/22/98

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Timothy S. Corder".

Timothy S. Corder  
Reg. No. 38,414  
Agent for Appellant

VINSON & ELKINS  
2300 First City Tower  
1001 Fannin Street  
Houston, TX 77002-6760  
(512) 542-8446

Date: January 24, 2005